


**FILED**

6/7/2011 Notice of Waiver of Personal Appearance at Arraignment

MAY 24 2019

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

CLERK, U.S. DISTRICT CLERK  
WESTERN DISTRICT OF TEXAS  
BY  DEPUTY

UNITED STATES OF AMERICA

vs.

(17) NELSON OCHOA

§  
§  
§  
§  
§

Case Number: SA:19-CR-00370(17)-XR

**NOTICE OF WAIVER OF PERSONAL APPEARANCE AT ARRAIGNMENT AND  
ENTRY OF PLEA OF NOT GUILTY  
WAIVER OF MINIMUM TIME TO TRIAL**

NOW COMES Defendant in the above-referenced case who, along with his/her undersigned attorney, hereby acknowledges the following:

- 1) Defendant has received a copy of the charging document in this case.
- 2) Defendant has read the charging document or had it read to him/her.
- 3) Defendant understands he/she has the right to appear personally with his/her attorney before a Judge for Arraignment in open Court on this accusation. Defendant further understands that, absent the present waiver, he/she will be so arraigned in open Court.

Defendant, having conferred with his/her attorney in this regard, hereby waives personal appearance with his/her attorney at the arraignment of this case and the reading of the charging document and, by this instrument, tenders his/her plea of "not guilty". The defendant understands that entry by the Court of said plea for defendant will conclude the arraignment in this case for all purposes. Defendant request the Court accept his/her waiver of appearance and entere a plea of "not guilty."

May 24, 2019  
Date

  
Defendant

JEFFREY M...  
Name of Attorney for Defendant (Print)

May 24 2019  
Date

  
Signature of Attorney for Defendant

**ALL WAIVER FORMS MUST BE FILED IN THE CLERK'S OFFICE NO  
LATER THAN 5:00 P.M. ON THE DAY BEFORE THE SCHEDULED DATE OF  
ARRAIGNMENT. IF A WAIVER FORM IS NOT SUBMITTED BY THAT TIME,  
THE DEFENDANT AND DEFENDANT'S ATTORNEY MUST APPEAR FOR THE  
ARRAIGNMENT AS SCHEDULED.**

4) Defendant understands that he/she has a right to a minimum period of time to trial so that trial shall not commence less than thirty (30) days from the date on which the defendant first appears through counsel or expressly waives counsel and elects to proceed pro se. Defendant further understands that, absent the present waiver, he/she will not be brought to trial during this thirty (30)-day period.

Defendant, having conferred with his/her attorney in this regard, hereby **WAIVES** the requirement that trial shall not commence less than thirty (30) days from the date on which the defendant first appears through counsel or expressly waives counsel and elects to proceed pro se.

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Name of Attorney for Defendant (Print)**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Signature of Attorney for Defendant**

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**NOTICE OF RIGHT TO CONSENT  
TO DISPOSITION OF A MISDEMEANOR**

The U.S. Magistrate Judge may conduct proceedings in any and all Class A misdemeanor cases, including a jury or non-jury trial, if the defendant voluntarily consents thereto, and for Class B and C misdemeanors and infractions regardless of consent.

**PLEASE INDICATE ONE OF THE FOLLOWING WITH A CHECK MARK:**

\_\_\_\_\_ **I DO CONSENT TO MAGISTRATE JUDGE JURISDICTION.**  
\_\_\_\_\_ **I DO NOT CONSENT TO MAGISTRATE JUDGE JURISDICTION.**

**NO RESPONSE OR OMISSION OF THIS PAGE WILL BE INTERPRETED AS NOT  
CONSENTING TO MAGISTRATE JUDGE JURISDICTION AND CASE WILL BE  
ASSIGNED TO A U.S. DISTRICT JUDGE.**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Name of Attorney for Defendant (Print)**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Signature of Attorney for Defendant**